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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

WELLS FARGO BANK, N.A., as Trustee for the
Certificateholders of Commercial Mortgage Pass-
Through Certificates, Series 2006-MF2, acting by
and through CROWN NORTHCORP, INC. as
Special Servicer,

Plaintiff,

vs.

LaSALLE BANK NATIONAL ASSOCIATION,

Defendant.

Case No.: 2:08-cv-1448-JCM-RJJ

**ORDER DENYING
PLAINTIFF'S MOTION FOR
PARTIAL SUMMARY JUDGMENT
AND DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT**

Presently before the court is defendant LaSalle Bank National Association's ("Defendant") Motion for Summary Judgment. (Dkt. #114). Plaintiff Wells Fargo Bank, N.A. ("Wells Fargo"), as Trustee for the Certificateholders of Commercial Mortgage Pass-Through Certificates, Series 2006-MF2, acting by and through Crown NorthCorp, Inc. ("Crown NorthCorp"), its Special Servicer (collectively "Plaintiff") filed a Response. (Dkt. #128). Defendant filed a Reply in support of its Motion. (Dkt. #146). Additionally, Plaintiff filed two supplements to its Response. (Dkt. ##148, 153). Thereafter, Defendant filed a Response to Plaintiff's Second Supplement and Errata. (Dkt. #158).

Also before the court is Plaintiff's Motion for Partial Summary Judgment, (Dkt. #113), as to which Defendant filed a Response and Plaintiff filed a Reply. (Dkt. #134 and #145).

The court, having considered the papers and pleadings submitted and oral arguments of the parties present, finds that genuine issues of material fact preclude the entry of summary judgment pursuant to Fed. R. Civ. P. 56.

Accordingly,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Plaintiff's Motion for Partial Summary Judgment (Dkt. #113) and Defendant's Motion for Summary Judgment (Dkt. #114) be, and the same are, DENIED.

DATED: March 3, 2011.


UNITED STATES DISTRICT JUDGE

Submitted by:

McDONALD CARANO WILSON LLP

HOLLAND & HART LLP

By: /s/ Kristen T. Gallagher
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